App I IX 4

Previous References

1948-49
Ml)

File No 176-48
Serial Nos 1, 2

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

p. 36
(L)

Part B for Nov 48

SUBJECT

Detention of Presidents and Vice-Presidents of Municipalities on political grounds

To The Comrs of City Mlties (through respective Presidents)
" Prsdts Ml Comrs Bgr Stn B'lore
" D Cs of Dts
" Prsdts of T Mlties
" Comptroller to Govt

G O No L 5060-5122/D 11-11-48
Issues instructions re ___

KK

App F XI 4]

File No

Serial No

Sus Regr No..... 63

Shall a reminder issue to [illegible] for a reply to this Office No dated the ....

Subject The absence of the vice president Sivaram of Ipatam Municipality during recent Satya graha movement

WD 02699—GPB—10,000—26 10-46

Orders	Reminder No	Date	Remarks

2951/mk

Absence of the Vice President Serampapl Municipality during the Present Satyagraha Movement

Proc

The Deputy Commissioner Mandya

No MS- 427/46 47 Dt 1 12 47

Requests approval of Govt to the resolut dated 25 10 47 of the Serampapattan town municipal Council Recommend to Govt the absence of the Vice President Mr Bande Gowda during his detention in connection with the Satyagraha movement as in duly

1) Mr Bande Gowdas absence from duty has been due to circumstance beyond his control

2) Under Sec 23 (7) of the Mys Town Municipalities Act the absence without leave of a Vice President for a period exceeding one month works ipso facto forfeiture of office the period for which Mr Bandegowda has absent has not been condoned in the Govt Order

3) In view of the special circumstances which prevented Mr Bandegowda from attending to his duties as Vice President of the Serampapattan Town Municipal Council

2951/ml

has perhaps above may be condone not be considered to have been duly received by the Municipal Council recommended by the Collector

4) Subd for orders

Case 3/2 (W) Pt. II 5) Here

MLW 18/12

ml cf. S

2605/25

6) The file referred to above relating to ~~the~~ absence of ~~the~~ Vice-President Tumkur District Board has been subd to ~~the~~ Minister for Law on 29 11 1947 with D No 1581

7) If ~~accepted~~ the ML Branch will be informed accordingly and to await ~~the~~ return of ~~the~~ file with the orders thereon

8) Subd for orders

(CS/3/1/48 ML Branch) 6/12/47

2957/ad

4143
LB 23/3

9) How orders if, as suggested, order on the L B Branch file may be awaited

Ans 16/1/48
P 17/1/48

Yes please
17/1/48

11) An enquiry may again be made on appeals if the L B Branch whether orders on the file referred to has since been passed.

Ans 16/3/48
P 16/3/48

12) L B Branch) 16/3/48
MMS 18/3/48

13) The file relating to the Jaffna Local Board District Board has not yet been received back

Ans 22/3/48
MK

14) MMS 23/3/48
Municipal Bar)

15) Submit for orders
new regn) 29/3/48

as 33
24/3

16) Where is the above file pending?

Submd

A/L to the Minister for Law on 29 11 47

17) The file has been submd 25/3
MMS 25/3/48

4143/LR

D No 1581 as noted in para above

18) MMV 24/3/48

Secy 25/3/48 Rev Secy)

JK 27/3

19) For favour of orders of 'A' Supra

Law Minister)

M

29/3/48

MMV 29/3

4920 29/3

20) The file has been sent back to the Hon'ble L-S G with compliments long ago

KT D 29/3

29/3

29/3

MMV 29/3/48

(2033 LSG)

21) The P A to Minister for L-S G may be requested to intimate whether orders have been passed on the matter

MMV 30/3/48

Secy JK 30/3

P A to Minister for L S G w/c

THE MINISTER FOR LOCAL SELF GOVERNMENT
No 2033 LSG
Date

22) The file D No 1581/LR was kept sent to the Hon'ble Minister on 17 5 1948 vide LSG No 2032 of 3 5 48)

17 5 48

JK 31/3

4143/LB - 2951/ml

23) ~~with~~ ~~The~~ information noted in para 22 above ~~The~~ file may be returned to ~~the~~ ML Branch

Sd/ 24/5/48
JA

yes mlr 25/5

for 25/5/48

Sec A 26/5/48 24) May be returned by the LB Branch, to put the file referred to at para 22 supra if the same has since been received back from the Chief Secretary

LB Branch)

Rec 27/8/48

25) The file bearing no LB 25-47-40 as put up ~~it~~ may be kindly returned after done with

Sd/ 31/8/48
dtd

ml Br

for 31/8/48

26) G O no LB 170-84/LB 25-47-40 dated 7 7 48 directing that the District Board presidents and vice-presidents who by their detention on political grounds could not

2951/mb

absence of the Vice-President Sevagapattam city during the Recent Satyagraha movement attend office do not by that reason lose their office is flagged T

27) The recommendation of the Sevagapattam Town Municipal Council in the present case is not merely for continuance of the Commissioner in the office but to treat her absence exceeding one month when she was under detention during the Recent Satyagraha movement as on duty, the object apparently being that the provisions of Sec 23(1) of the Mysore Town Municipalities Act might not operate against her continuance in the office

28) In the circumstances, it may perhaps meet the requirements of the case if directions are similarly issued to the effect that decisions to attend office by reason of detention on political grounds is no bar to their continuing to hold the office of President and Vice-President of the Municipalities also

Draft 21/9/48 pl bring up for instructions

for 4/9/48

Draft G O as put up as per instructions may be approved

Revised 9/9/48 11/9/48

2951/48

A Secure of the Vice prst Seraogapalam Mly
during the recent Satyagraha movement

~~All~~

If approved instructions
as proposed in the Dept
& a put up will issue for
the information & all the
municipalities

CE C
THE MASTER OF
OCAL SELF GOVERNMENT
No 1388
Date 8

K S V

C Mrs & Secy

8
18/9

28/9/48

P Gehlot 29/9
26/9

29/9

27/9

for 29/9/48

Issue

for Secy

This may be sent to the
Multigraph Section through the
Asst for taking out 75 copies
of the Go
Rs 5 worth

May issue in front
pl then it to Mr for press &
obtain the required no copies

for Secy

2951/ml V 3193/ml

Absence of the Vice prdt Serangapattam rely during the last Satyagraha movement

Dft Telex of the Supt Govt praising ce put up for approval

Ans 5/10 Pr Secy

To,
The Compiler,
No L3629/ft 10-48
Calls for ~~xerox~~ copies

SwA
29/10/48

From
The Superintendent Govt Printing
No P W D /887 dated 20 10 48
Requests for sending a Corrected Typed Copy of the order to be Sent

Dft Telex of the Superintendent Govt printing ce put up for approval

Ans 9/11

9 11 48

To,
The Director of Govt Printing
No LS 123/11-11-48
Requests further 2 typed copies

23-11-49

SwA
18/11/Her

L 10838 / d 15-11-47 2420 / L 3098/mdy

Petn dy 3-11-47 from Mr H Mariyappa, Vice Dott Town mle cl, Tk Rocks praying for his reinstatement as Vice Dott as he was a detainee in connection with the recent Satyagraha a

1) Minutes of the Minister L S G on the Petn

"Call for a report along with the Connected records if any"

Odd R.C
4/11/47

2) Dealt with a memo on the Petn calling for a report from the Dy Commr Mandya Dt

Ulks
10/11 P 10-11-47

3) Attn

Ln
14/11 Ws

No L 10838 dy 15-11-47

Sec A
22/11
Pr

Proc The Deputy Commissioner Mandya Dist

No A S- 861/47-48 dated 5-12-47

Recommends the Condonation the absence treating the period as a Leave during his detention on connection with the Satyagra

2951
2420/4 ✓1931 ✓3098/mil

movement from 12 9-43 to 15-10-43 and
Sanction of 15 days leave from 16 10-43 to
31 10 43

4) On receipt of the special circumstances under which the Vice President Srirangapatna Town municipal Council had to be absent from office from 12 9 43 to 15-10-43 the period of absence may perhaps be Condoned as Resolved by the Municipal Council at its meeting held on 8 11-43 and as Recommended by the DC and he be granted leave of 15 days from 16 10 43 to 31-10 43 as applied for by him

DCC 20/12/43 For 11/47 5) Whether the provisions of Law in the subject ? pl quote the same for 10/1/44

The provisions of law on the Subject is quoted below

Except in the Case of a Salaried Servant of the Govt who is taken on appointed or ex officio president every president who for a period exceeding two months and every Vice president who for a period exceeding one months, shall absent himself from the Municipality in such a manner as to be unable to perform his duties as such president or Vice-president shall cease to be president or Vice president unless leave so to absent himself has been granted

Subs for orders - Reference para 5 Supra

DCC 12/1/44

The y c Manager of [illegible] was under
3960 – Law detention from 12 9 1947 upto 25 X 1947
He did not apply for leave for the period
We M.L.C. have resolved that the
period of his absence maybe condoned
Vetos recommendation for this in the
Town Hlths Act of 33
The Travancore M.L.C. is competent
to grant him leave of 13 days from 19 x 47
upto 31 x 1947 no sanction of Govt
is required therefor
The D.C. recommends that the absence from
duty during the period leaves in detention
maybe condoned as a special case
This for consideration of the proposal
of the M.L.C. maybe treated as granting
him leave for the period, even though
he has not specifically applied for the same
or that his absence may be treated
as [illegible] was under consideration with us

GENERAL & REVENUE SECRETARIAT
20 XII 1948
LAW BRANCH

LAW DEPART
3911
2 DEC 1948
2071
OF MYSORE

for 2071

please bring up / A similar question
LS- Appeals

16/1/48

for Law Secy
(C)

for 13/1/48

For favours of opinion

20/1/48

-9 Oct-

3098/ml

3240

3331

3098
-ml-

3331
LB

Opinion has already been furnished in the LB file referred to above That file may kindly be put up

Asst Reg LSG
vce)

May be referred to the LB Branch / yes

to put up the above file

vce 3/2/48 LB Branch)

3331
LB 4/2

LB file no LB 25-47-40, ~~has~~ referred to above has been put up. Municipal Ar must for reference of D No 1581 It may be looked into

9/1 JM

JM Pri)

MR 9/2

Mr MAS

Def Co as the Subject has been ~~Secretariat~~ for Consideration or Correction in the above case Municipal Town Municipal Council under Section Circumstances and orders thereon may perhaps be awaited

vce 7/2/48

and the papers returned to the record file

Mk 176-48-1

No A6-427/46-47
Encls One

Office of the Deputy Commissioner
andya district,
Mandya, dated 1st December 1947

From

K Mohamed Ahmed, Esq, B A,
Deputy Commissioner,
Mandya district, Mandya

GEN & REV DEPTT 2951 5 DEC 1947 L S

To

Syed Abdul Aleem, Esq, B A,
Secretary to Government,
Revenue Department,
Bangalore

4/12/47 M.Sir, GOVERNMENT

Re the absence of the Vice-President, Seringapatam Municipality, during recent Satyagraha movement.

I have the honour to state that the Municipal Council, Seringapatam have at their Special Meeting held on 25-10-47, resolved that the period in which Mr C Bardi Gowda was arrested and kept under detention in connection with the recent political activites, may be treated as on duty, that every Councillor present has full confidence in Mr Bardi Gowda and that Sec 23(7) of the Town Municipalities Act may not therefore be made applicable to the present case

I request the favour of instructions if, in view of the cases of Satyagrahis having been withdrawn and the suspended and dismissed Government servants reinstated the resolution of the Municipal Council, may be supported and the Vice-President considered to have been on duty, as resolved by them A copy of the resolution is herein enclosed

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner
Mandya district

WVS

3960 -Law

No 15 861/47-48 Office of the Deputy Commissioner,
Mandya District,
Mandya, dated, 5th December 1947.

3991
11 DEC 1947

From

Mohamed Ahmed, Esq, B A
Deputy Commissioner,
Mandya District,
Mandya

To

Syed Abdul Aleem, Esq, B A,
Secretary to Government,
Revenue Department,
Bangalore

REVENUE SECRETARIAT No I 8/12

3331
LB 4/2

With reference to your Memo No L 10838 dated 15-11-47 forwarding the petition dated 3-11-1947 presented by Mr Y C Nappa, Vice-President, Town Municipal Council, Frerchrocks to the Minister for L S G, I have the honour to enclose herein a copy of letter No 1,218/47-8 dated 14-11-1947 together with its enclosures received from the President, Town Municipal Council, Frerchrocks and to state that in view of the concessions kindly shown to the participants in the recent Satyagraha movement, the absence of Mr Y C Nanjayappa from duty during the period he was in detention may be condoned as a special case and the leave of 15 days applied for by him kindly be sanctioned

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mandya District

TOWN MUNICIPAL COUNCIL * SERINGAPAT

1947 ನೇ ಇಸವಿಯ ಅಕ್ಟೋಬರಿಂಗಿ ಮಾಹೆ 25 ನೇ ತಾರೀಖು ಶನಿವಾರ ಮಧ್ಯಾಹ್ನ 4ಘಂಟೆಗೆ ಪುರಸಭೆಯ ವಿಶೇಷ ಮಂಡಲಿಯ ಮೀಟಿಂಗು ಪ್ರಾರಂಭವಾಯಿತು

ಹಾಜರು (1)

Present

officials one

Non-officials seventeen

Absent

two

one

ಹಾಜರಿಲ್ಲದವರು

ಅಜೆಂಡಾ. ಈ ವರುಷ ಸಿಪಾಲರಾಗಿರುವ ಮೈಸೂರು ಪ್ರಾಂತದ ಸದರು ಮಜಲಾ ಸಿ ಬಂದೀಸಾಹೇಬರವರು ಹಾಗೆ ನಡೆದ ಕಾಂಪ್ರಿಹೆನ್ಸಿವ್ ಪರೀಕ್ಷೆಯಲ್ಲಿ ಸಾರ್ಜೆಂಟ್ ದರ್ಜೆಯನ್ನು ಸಂಪಾದಿಸಿರುವದಕ್ಕೆ ಸಲ್ಲಿಸಿದ ಅರ್ಜಿಯನ್ನು ಪರಿಶೀಲಿಸಿ ಅವರಿಗೆ ಸಾರ್ಜೆಂಟ್ ದರ್ಜೆಯನ್ನು ಕೊಡಲು ಶಿಫಾರಸ್ಸು ಮಾಡಿ ಮೈಸೂರು ಪ್ರಾಂತದ ಪೊಲೀಸು ಸೂಪರಿಂಟೆಂಡೆಂಟರವರಿಗೆ ಬರೆಯುವದು.

ಈ ವರುಷ ಸಿಪಾಲರಾಗಿರುವ ಮೈಸೂರು ಪ್ರಾಂತದ ಸದರು ಮಜಲಾ ಸಿ ಬಂದೀಸಾಹೇಬರವರು ರಾಜ್ಯದ ಪೊಲೀಸು ಕಾರ್ಯಾಲಯದಲ್ಲಿ ಅಳವಡಿಸಿಕೊಂಡಿರುವ ಸಾಮಾನ್ಯ ಪರೀಕ್ಷೆಯಲ್ಲಿ ತೇರ್ಗಡೆಯಾಗಿ ಸಾರ್ಜೆಂಟ್ ದರ್ಜೆಯನ್ನು ಸಂಪಾದಿಸಿರುವದಕ್ಕೆ ಅವರಿಗೆ ಅಭಿನಂದನೆಗಳನ್ನು ಸಲ್ಲಿಸಿ ಅವರಿಗೆ ಸಾರ್ಜೆಂಟ್ ದರ್ಜೆಯನ್ನು ಕೊಡಲು ಶಿಫಾರಸ್ಸು ಮಾಡಿ ಮೈಸೂರು ಪ್ರಾಂತದ ಪೊಲೀಸು ಸೂಪರಿಂಟೆಂಡೆಂಟರವರಿಗೆ ಬರೆಯುವದು ಎಂದು ಸರ್ವಾನುಮತದಿಂದ ನಿರ್ಣಯಿಸಲಾಯಿತು.

ಕಲ್ಲು ಬಿಲ್ಲು ಎಡಕಲ್ಲು ಪೆಂಡಾಲು ಮತ್ತು ಸಲಕರಣೆಗಳನ್ನು
ಸೆಲ್ಲಿಸಿಕೊಂಡಿರತಕ್ಕವರು ಮತ್ತು ಇವರು ಸಲಕರಣೆಗಳನ್ನು
ಸಿಲ್ಲಿಸಿ ಸಾರಿಸಿ ಅಲಂಕಾರದಲ್ಲಿ ಹೆಂಡವನ್ನು ಸಲ್ಲಿಸಿಕೊಳ್ಳತಕ್ಕವರು
ಸಿಲ್ಲಿಸಿ ಸಲಕರಣೆಗಳನ್ನು ಕೆಲಸಕ್ಕೆ ಕಂಟ್ರಾಕ್ಟರವರು ಮತ್ತು ಇವರು
ಸಲಕರಣೆಗಳು ಸಲಕರಣೆ ಕೆಲಸ ಮಾಡಿಕೊಳ್ಳುವವರು
ಇವರ ಕೆಲಸಕ್ಕೆ ಬಂದವರು ಸಲಕರಣೆಗಳು.

To
The H.O Krishnaiah
President 27/10/43
Town Municipal
Council
Seringapatam

TOWN MUNICIPAL COUNCIL
SERINGAPATAM

Extract

The President

To President
J.M.C

Seringapatam
27/10/43

Ex20/mf" No 7

Copy of letter No A1 218/47 dated 14th November 1947 from the President, Town Municipal Council, Frenchrocks, to the Deputy Commissioner, Mardya District, Mardya

Subject Condoning the absence of Mr P C Mariyappa, Vice-President, Frenchrocks

-:-

In enclosing herewith the duty report and the leave report of Mr P C Mariappa, I beg to state that Mr P C Mariyappa, was arrested by the Police on the 12th September 1947 and he was released on the 15th October 1947 as per his report dated 16-10-1947 He applied for fifteen days leave from the 16th October 1947 and has reported on the 31st October 1947 The question of granting him leave was discussed in the special meeting of the Municipal Council held on 5-11-1947 and they have resolved that the leave applied for may be sanctioned and the period of his absence may be condoned There is no provision in the Town Municipal Council Regulation I, therefore, request that the Government may kindly be addressed in the matter

"Copy

Deputy Commissioner
"Mardya District

Mechanic
No
3 11 47

Date 31/10/47

Vice President
Town Municipal Council
French Rocks

C 38/47-48

14/16/10/47

VI తేదీ 5-11-1947 రాత్రి 7 గంటలకు రాష్ట్ర పరిపాలనా
పరిషత్ సమావేశం ప్రారంభమైనది. ముఖ్యమంత్రి
గారు అధ్యక్షత వహించారు.

Present 13. Members absent 8

55- రాష్ట్రాల్లో ప్రత్యేక ఆదాయపన్ను అధికారుల నియామకం
సంబంధించి ఆదాయపన్ను చట్టం 1922 సెక్షన్ 5 ప్రకారం
ఆదాయపన్ను అధికారులను నియమించే అధికారం
ఆదాయపన్ను కమీషనర్లకు ఉన్నది. ఆదాయపన్ను
చట్టం ప్రకారం ఆదాయపన్ను అధికారులు
ఆదాయపన్ను కమీషనర్ల పర్యవేక్షణలో పనిచేస్తారు.
ఆదాయపన్ను అధికారులు ఆదాయపన్ను కమీషనర్ల
ఆదేశాలను పాటించాలి. అయితే, ఆదాయపన్ను
అధికారులు ఆదాయపన్ను కమీషనర్ల ఆదేశాలను
పాటించకపోతే, వారిపై ఆదాయపన్ను కమీషనర్లు
చర్యలు తీసుకోవచ్చు. ఆదాయపన్ను అధికారులు
ఆదాయపన్ను కమీషనర్ల ఆదేశాలను పాటించకపోతే
వారిపై ఆదాయపన్ను కమీషనర్లు చర్యలు తీసుకోవచ్చు.

Memo no L 10838 dt 15-11-47

Forwarded with Compliments to the Deputy Commissioner Mandya District for a report with the Connected records if any

By order.

Immediate

Memo As-861/47-48

Forwarded to the President Town Municipal council, French Rocks for immediate report with connected records if any. The matter should be treated as very urgent. The petition should be returned

for Deputy Commissioner Mandya Dt

18/11/47

Office of the President
Town Municipal Council
Frenchrocks
25/11/47

Submitted to the Deputy Commissioner Mandya Dt. The Connected Records with Detailed Report have been submitted with Ref to D.O. Office Reference No A12 dt 14-11-47 and the Vice President has assumed Charge of the Vice President as per Council Resolution no 55 dt 11-11-1947

President

OFFICE OF THE DEPUTY COMMISSIONER
A5
27 NOV 1947
MANDYA DISTRICT

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

ORDER NO 170-87/LB 25-47-40

Dated, Bangalore, the 7th July 1948

Under Section 22 (1) of the Mysore District Boards Act 1926, as amended from time to time, a President of a District Board who, for a period exceeding three months, and a Vice President who for a period exceeding one month, absents himself from his duties shall cease to be the President or Vice President as the case may be, unless leave to be so absent, has been granted by competent authority.

2. Instances have come to the notice of Government where Presidents or Vice Presidents of District Boards have been kept under detention for political reasons for periods exceeding the limits referred to in the above section entailing cessation of office. It is to be observed that the words "absents himself" may be interpreted as absents oneself voluntarily and that a strict interpretation of the words "absents himself" as including both voluntary and involuntary absence leads to injustice especially in cases of compulsory detention under the Public Security Act.

3. Government therefore consider that the expression "absents himself" occurring in that section should not be construed to apply to cases of involuntary absence of Presidents and Vice Presidents kept under detention for political reasons and direct that the Presidents and Vice Presidents who by reason of their detention on political grounds could not attend the office or the District Board meetings as required by law do or by that reason only lose their office and they continue to hold such offices.

By Order of Government,
Revenue Department.

To - The Presidents of District Boards.
The Deputy Commissioners of Districts.

skl2.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

170-87/LB 25-47-40

Dated, Bangalore, the 7th July 1947

Under section 72 (1) of the Mysore District Boards Act 1924 as amended from time to time, a President of a District Board may, for a period not exceeding three months, and a Vice President may for a period not exceeding one month, absent himself from his duties station as to be the President or Vice President as the case may be, unless leave to be so absent has been granted by competent authority.

2. Instances have come to the notice of Government where Presidents or Vice Presidents of District Boards have been absent under circumstances for political reasons or otherwise affecting the limits referred to in the above section entailing forfeiture of offices. Government observe that the words "absents himself" may be interpreted as absenting himself voluntarily and that a strict interpretation of the words "absents himself" as including both voluntary and involuntary absences tends to injustice especially in cases of compulsory detention under the Public Safety Act.

3. Government therefore consider that the expression "absents himself" occurring in the said section should not be construed to apply to cases of involuntary absences of Presidents and Vice Presidents kept under detention for political reasons and direct that the Presidents and Vice Presidents who by reason of their detention on political grounds could not attend the offices or the District Board meetings as required by law do not by that reason only lose their offices unless they cease to hold such offices.

By Order and in the name of His Highness the Maharaja of Mysore,

Secretary to Government.

To all Presidents of District Boards.
The Deputy Commissioners of Districts.

All

No. 1 3629/Ey
6/10/48

To
The Superintendent
Govt. Printing

Sir
I am directed to request you
to kindly print 100 copies (hundred)
and 50 Typewritten copies of the enclosed Form No. 8 and Send the
same immediately to the Branch
as it has got to issue
urgently. They may also go into
the weekly Volume

Yours faithfully
SJ/MM
for Secretary

Copy -
- 5/10 Ry
5/10/48

MC3193

C F No 46]

GOVERNMENT OF MYSORE

No [illegible]/887
Encls Info slip

OFFICE OF *The Superintendent, Government Printing Bangalore.*

Date 20th Oct. 1948

To

The Secretary to Government,
Revenue Department, Bangalore

Sir

In returning herewith the draft Government order sent with your letter No L 3629/E D 6-10-48, I have the honour to state that a correctly typed copy of the above order may kindly be arranged to be forwarded to this office for further action

Yours faithfully,
Superintendent

G R S App F VI—G 2]

SUBJECT

75 Copies

Diary No of letter replied to 3193

Section MK

File No 176-48

Serial No 2

General and Revenue Secretariat

( )

the 194

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 11-11-1948

Read—

Signed by Sri G R Rao

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

Order thereon—No ∝ 5060-5122

11-11-48

Under the provisions of Sec 23(1) of the Mysore Municipalities Act, 1933 and the Mysore Town Municipalities Acts 1933 and Sec [illegible] Sub-clause (ii) to clause (3) Sec 9 of the Mysore Municipalities Act, 1933 as amended from time to time every President and

and Vice prendents of the Municipality
who absents himself for a period
exceeding two months one month or
fifteen days as the case may be,
from his duties the Municipality
in such a manner as to be
unable to perform his duties
as such prendent or Vice-prendent
shall cease to be an office, unless
leave so to absent himself has
been granted by Competent
authority

(2) Instances have come to
the notice of Govt where prendents
or Vice-prendents of Municipalities
have been kept under detention
for political reasons for periods
exceeding the terms referred to in
the Sections enumerated above entailing
Mercy Cessation of office Govt
observes that the words 'absents
himself occurring in the Sub
Sections of the Acts may be interpreted
as voluntary absence and that

List of Inclosures

Copied by

Examined by

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

any Strict interpretation these words to include both Voluntary and involuntary absence would lead to injustice especially in Cases of Compulsory detention under the Public Safety Act

3) That ~~Notwithstanding~~ Consideration that the expression Absents himself occurs in the said Sections shall not be construed to therefore to apply to Cases of ~~Involuntary~~ involuntary absence of Prisoners and these prisoners kept under detention for political Reasons and ~~Notwithstanding~~ desert that the prisoners and Vice-prisoners of Municipalities, who by Reason of their detention on political grounds ~~cannot~~ are unable to attend the Office or Municipal meetings as required by Law do not by

WD 03697—GPB—30 000—2 2 40

That Reasons only Loss their office and ~~they~~ Continue to hold such office

Secy to Govt
Rev Dept
9/9/48

To

1) The ~~Councils~~ Municipalities through the Respective Presidents
2) The President Municipal Commissioner Civil Station
3) The D C ~~of~~ District
4) Presidents of Town Municipalities

~~Completion Report~~

S O

Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE DEPARTMENTS

G O No L 5060 5122—Mi 176 48 2 dated Bangalore 11th November 1948

Detention of Presidents and Vice Presidents of Municipalities on political grounds

Issues instructions *re* ——

ORDER No L 5060 5122—Mi 176 48 2 DATED BANGALORE THE 11TH NOVEMBER 1948

Under the provisions of Sections 23 (7) of the Mysore City Municipalities Act 1933 and the Mysore Town Municipalities Act 1933 and sub clause (ii) to Clause (2) of Section 9 of the Mysore Minor Municipalities Act 1933 as amended from time to time every President and Vice President of the Municipality who absents himself for a period exceeding two months one month or fifteen days as the case may be from the Municipality in such a manner as to be unable to perform his duties as such President or Vice President shall cease to be in office unless leave so to absent himself has been granted by competent authority

2 Instances have come to the notice of Government wherein Presidents or Vice Presidents of Municipalities have been kept under detention for political reasons for periods exceeding the limit referred to in the sections enumerated above entailing thereby cessation of office Government observe that the words Absents himself occurring in the aid sections of the Acts may be interpreted as voluntary absence and that any strict interpretation of these words to include both voluntary and involuntary absence would lead to injustice especially in cases of compulsory detention under the Public Security Act

3 Government consider that the expression Absents himself occurring in the said sections should therefore not be construed to apply to cases of involuntary absence of Presidents and Vic Presidents kept under detention for political reasons and direct that the Presidents and Vice Presidents of Municipalities who by reason of their detention on political grounds are unable to attend the office or Municipal meetings as required by law do not by that reason only lose their office and will continue to hold such office

SYED ABDUL ALEEM
Secretary to Government
Revenue Department

To—The Commissioners of City Municipalities through the respective Presidents
The President Municipal Commission Civil Station Bangalore
The Deputy Commissioners of Districts
The Presidents of Town Municipalities
The Comptroller to Government

Exd —T N S

WD 815—GPB—595—11 12 48

No L 5123 11-11-88

To The Director
~~Superintendent~~
Govt printing
Bangalore

Sir

With Reference to your letter no P W D/887 dated 20 10 88 I am directed to forward herewith a typed copy of the G O no L 5060-5122 dated 11-11-88 ordered and to request you to immediately supply 100 printed Copies (ten signed) of the G O to the Branch Sec Legislature copies may be dispatched through messenger enclosed in two sealed covers

Yours faithfully
for Secy to Govt
Rev Dept
9/11/88